

INTAPP,STAYED

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:15-cv-00343-RP**

Teladoc, Inc. et al v. Texas Medical Board, et al
Assigned to: Judge Robert Pitman
Case in other court: USCA Fifth Circuit, 16-50017
Cause: 15:1 Antitrust Litigation

Date Filed: 04/29/2015
Jury Demand: None
Nature of Suit: 410 Anti-Trust
Jurisdiction: Federal Question

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Date Filed	#	Docket Text
04/29/2015	1	COMPLAINT (Filing fee \$ 400 receipt number 0542-7403709), filed by TELADOC PHYSICIANS, P.A., TELADOC, INC., KYON HOOD, EMMETTE A. CLARK. (Attachments: # 1 Civil Cover Sheet)(Dow, Matt) (Entered: 04/29/2015)
04/29/2015	2	Corporate Disclosure Statement <i>Rule 7.1 Corporate Disclosure Statement</i> by EMMETTE A. CLARK, KYON HOOD, TELADOC PHYSICIANS, P.A., TELADOC, INC.. (Dow, Matt) Modified on 4/29/2015 to correct document type (os). (Entered: 04/29/2015)
04/29/2015	3	MOTION to Appear Pro Hac Vice by Matt Dow (<i>George Cary</i>) (Filing fee \$ 100 receipt number 0542-7403899) by on behalf of EMMETTE A. CLARK, KYON HOOD, TELADOC PHYSICIANS, P.A., TELADOC, INC.. (Attachments: # 1 Proposed Order)(Dow, Matt) (Main Document 3 replaced on 5/4/2015) (klw). (Attachment 1 replaced on 5/4/2015) (klw). (Entered: 04/29/2015)
04/29/2015	4	MOTION to Appear Pro Hac Vice by Matt Dow (<i>Leah Brannon</i>) (Filing fee \$ 100 receipt number 0542-7403957) by on behalf of EMMETTE A. CLARK, KYON HOOD, TELADOC PHYSICIANS, P.A., TELADOC, INC.. (Attachments: # 1 Proposed Order)(Dow, Matt) (Main Document 4 replaced on 5/4/2015) (klw). (Attachment 1 replaced on 5/4/2015) (klw). (Entered: 04/29/2015)

04/29/2015	5	MOTION to Appear Pro Hac Vice by Matt Dow (<i>Drew Navikas</i>) (Filing fee \$ 100 receipt number 0542-7404032) by on behalf of EMMETTE A. CLARK, KYON HOOD, TELADOC PHYSICIANS, P.A., TELADOC, INC.. (Attachments: # 1 Proposed Order)(Dow, Matt) (Main Document 5 replaced on 5/4/2015) (klw). (Attachment 1 replaced on 5/4/2015) (klw). (Entered: 04/29/2015)
04/29/2015	6	REQUEST FOR ISSUANCE OF SUMMONS by EMMETTE A. CLARK, KYON HOOD, TELADOC PHYSICIANS, P.A., TELADOC, INC.. (<i>Michael Arambula, M.D., Pharm.D., Manuel G. Guajardo, M.D., John R. Guerra, D.O., J. Scott Holliday, D.O., M.B.A., Margaret McNeese, M.D., Allan N. Shulkin, M.D., Robert B. Simonson, D.O., Wynne M. Snoots, M.D., Karl Swann, M.D., Surendra K. Varma, M.D., Stanley Wang, M.D., J.D., MPH., George Willeford III, M.D., Julie K. Attebury, M.B.A., Paulette Barker Southard</i>) (Dow, Matt) (Main Document 6 replaced on 4/30/2015 with a flattened image) (klw). (Entered: 04/29/2015)
04/29/2015		Case Assigned to Judge Robert Pitman. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (os) (Entered: 04/29/2015)
04/29/2015		DEMAND for Trial by Jury by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (os) (Entered: 04/29/2015)
04/29/2015	7	REQUEST FOR ISSUANCE OF SUMMONS by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (<i>Robert B. Simonson, D.O.</i>) (Dow, Matt) (Main Document 7 replaced on 4/30/2015 with flattened image) (klw). (Entered: 04/29/2015)
04/29/2015	8	Summons Issued as to Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (os) (Entered: 04/29/2015)
04/29/2015	9	Summons Issued as to Robert B. Simonson. (os) (Entered: 04/29/2015)
04/29/2015	10	MOTION for Temporary Restraining Order by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Exhibit Ex. 1 (Part 1 of 2) - Navikas Declaration and Exhibits, # 2 Exhibit Ex. 1 (Part 2 of 2) - Navikas Declaration and Exhibits, # 3 Exhibit Ex. 2 - Gorevic Declaration and Exhibits, # 4 Exhibit Ex. 3 - DePhillips Declaration and Exhibits, # 5 Exhibit Ex. 4 - Howard Declaration, # 6 Exhibit Ex. 5 - Hood Declaration, # 7 Exhibit Ex. 6 - Clark Declaration, # 8 Exhibit Ex. 7 - Smythe Declaration, # 9 Exhibit Ex. 8 - Miller Declaration, # 10 Exhibit Ex. 9 (Part 1 of 3) - Murphy Declaration, # 11 Exhibit Ex. 9 (Part 2 of 3) - Murphy Declaration, # 12 Exhibit Ex. 9 (Part 3 of 3) - Murphy Declaration, # 13 Exhibit Ex. 10 - Stowell Declaration and Exhibits, # 14 Proposed Order)(Dow, Matt) (Additional attachment(s) added on 5/1/2015: # 15 Exhibit 1 - Declaration) (klw). (Entered: 04/29/2015)
04/29/2015	11	Unopposed MOTION for Leave to Exceed Page Limitation (<i>Application for a Temporary Restraining Order and Preliminary Injunction and Brief in Support</i>) by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Proposed Order)(Dow, Matt) (Entered: 04/29/2015)

04/30/2015		Text Order GRANTING 11 Motion for Leave to File Excess Pages entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 04/30/2015)
04/30/2015	12	ORDER Setting Hearing on 10 MOTION for Temporary Restraining Order for 5/21/2015 01:30 PM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 04/30/2015)
04/30/2015	13	Unopposed MOTION to supplement re 10 MOTION for Temporary Restraining Order (<i>Dkt. #10 - Exhibit 1 - Navikas Declaration</i>) by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Proposed Order)(Dow, Matt) (Entered: 04/30/2015)
05/01/2015		Text Order GRANTING 13 Motion to supplement entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/01/2015)
05/04/2015		Text Order GRANTING 3 Motion to Appear Pro Hac Vice by atty George Cary. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/04/2015)
05/04/2015		Text Order GRANTING 4 Motion to Appear Pro Hac Vice by atty Leah Brannon. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/04/2015)
05/04/2015		Text Order GRANTING 5 Motion to Appear Pro Hac Vice by atty Drew Navikas. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/04/2015)
05/05/2015	14	Unopposed MOTION for Extension of Time to File <i>Response to Pltfs' Application for Preliminary Injunction and to Exceed Page Limits</i> by Texas Medical Board. (Attachments: # 1 Proposed Order)(Todd, James) (Entered: 05/05/2015)
05/05/2015	15	ORDER GRANTING Defendants' Unopposed 14 Motion for Extension of Time to File a Response to <i>Plaintiffs' 10 Application for Preliminary Injunction</i> and for Leave to Exceed Pages. The defendants' response to the plaintiffs' application for preliminary injunction is due no later than May 15, 2015; The served defendants' answer to the plaintiffs' complaint is due no later than June 12, 2015; and The defendants be and hereby are permitted to file a response to the injunction application in excess of the ten-page limit. Signed by Judge Robert Pitman. (klw) (Entered: 05/05/2015)

05/06/2015	16	ORDER RE-SETTING Motion Hearing re 10 MOTION for Temporary Restraining Order for 05/22/2015 09:30 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 05/06/2015)
05/14/2015	17	MOTION for Leave to File Amicus Brief by Rachel Noffke. by TDIndustries, Inc.. (Attachments: # 1 Brief, # 2 Affidavit, # 3 Proposed Order)(Noffke, Rachel) (Entered: 05/14/2015)
05/14/2015	18	MOTION for Leave to Participate as Amicus Curiae in Support of Plaintiffs' Application for a Temporary Restraining Order and Preliminary Injunction Before June 3, 2015 by Charles S. Kelley. by New Benefits, LTD. (Attachments: # 1 Exhibit A, # 2 Proposed Order)(Kelley, Charles) Modified on 5/15/2015 (klw). (Entered: 05/14/2015)
05/15/2015		Text Order GRANTING 17 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/15/2015)
05/15/2015		Text Order GRANTING 18 Motion to Participate as Amicus Curiae entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/15/2015)
05/15/2015	19	BRIEF of TDIndustries, Inc. as Amicus Curiae in support of Plaintiffs' Application for Preliminary Injunction. (Attachments: # 1 Exhibit A)(klw) (Entered: 05/15/2015)
05/15/2015	20	BRIEF of Amicus Curiae New Benefits, Ltd. in support of Plaintiffs' 10 MOTION for Temporary Restraining Order and Preliminary Injunction before June 3, 2015; Declaration of Joel Ray in Support Thereof. (klw) (Entered: 05/15/2015)
05/15/2015	21	Response in Opposition to Motion, filed by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III, re 10 MOTION for Temporary Restraining Order filed by Plaintiff Kyon Hood, Plaintiff Emmette A. Clark, Plaintiff Teladoc, Inc., Plaintiff Teladoc Physicians, P.A. <i>for Temporary Restraining Order and Preliminary Injunction</i> (Attachments: # 1 Appendix Fact Appendix and Exhibit List, # 2 Affidavit Ex. 1 Alexander Vo, # 3 Affidavit Ex. 2 Billy Philips, Jr., # 4 Affidavit Ex. 3 Dr. Malone, # 5 Affidavit Ex. 4 Dr. Douglass, # 6 Affidavit Ex. 5 Dr. Curran, # 7 Affidavit Ex. 6 Kevin O'Dwyer, # 8 Affidavit Ex. 7 Mari Robinson, # 9 Affidavit Ex. 8 Maria Nguyen, # 10 Affidavit Ex. 9 Dr. Arambula, # 11 Affidavit Ex. 10 Nora Belcher, # 12 Affidavit Ex. 11 Scott Freshour, pt 1, # 13 Affidavit Ex. 11 Scott Freshour, pt 2, # 14 Affidavit Ex. 11 Scott Freshour, pt 3, # 15 Affidavit Ex. 12 Steven Yount, # 16 Exhibit Ex. 13 Ch 174 new rule, # 17 Exhibit Ex. 14 Ch 174 old rule, # 18 Exhibit Ex. 15 Ch 190 new rule, # 19 Exhibit Ex. 16 Ch 190 old rule, # 20 Exhibit Ex. 17 Baula order, # 21 Exhibit Ex. 18 Johnson order, # 22 Exhibit Ex. 19 Kypers order, # 23 Exhibit Ex. 20 Smith order, # 24 Exhibit Ex. 21 Tobin order, # 25 Exhibit Ex. 22 Rand Study, # 26 Exhibit Ex. 23 TAC 354.1430, # 27 Exhibit Ex. 24 TAC 573.41, # 28 Exhibit Ex. 25 801.351, # 29 Exhibit Ex. 26 Transcript excerpt 2.2.15, # 30 Exhibit Ex. 27 Telahealth Services, # 31 Exhibit Ex. 28 FTC article, # 32 Proposed Order)(Todd, James) (Entered: 05/15/2015)

05/15/2015	22	MOTION for Leave to File Amicus Brief <i>Texas Nurse Practitioners</i> by Randy Howry. by Texas Nurse Practitioners. (Attachments: # 1 Proposed Order, # 2 Brief)(Howry, Randy) (Entered: 05/15/2015)
05/15/2015		Text Order GRANTING 22 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/15/2015)
05/15/2015	23	MOTION for Leave to File Amicus Brief by Valerie L. Bailey-Rihn on behalf of Texas Association of Business. (Attachments: # 1 Exhibit 1, # 2 Proposed Order)(klw) (Entered: 05/15/2015)
05/15/2015	24	Letters to Andrew T. Kugler, Philip Recht and Valarie L. Bailey-Rihn re: non-admitted status.(klw) (Entered: 05/15/2015)
05/15/2015	25	Amicus Curiae BRIEF by Texas Nurse Practitioners in support of Plaintiffs' Application for Preliminary Injunction. (klw) (Entered: 05/15/2015)
05/18/2015		Text Order GRANTING 23 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/18/2015)
05/18/2015	26	Amicus Curiae BRIEF by Texas Association of Business. (klw) (Entered: 05/18/2015)
05/19/2015	27	Unopposed MOTION for Leave to Exceed Page Limitation by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Proposed Order)(Dow, Matt) (Entered: 05/19/2015)
05/19/2015		Text Order GRANTING 27 Motion for Leave to File Excess Pages entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/19/2015)
05/20/2015	28	MOTION for Leave to File Amicus Brief by Kelley A. Conaty. by Federation of State Medical Boards. (Attachments: # 1 Proposed Order, # 2 Brief)(Conaty, Kelley) (Entered: 05/20/2015)
05/20/2015		Text Order GRANTING 28 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/20/2015)
05/20/2015	29	Letters to Steven Horowitz and Jack R. Bierig re: non-admitted status. (klw) (Entered: 05/20/2015)
05/20/2015	30	Amicus Curiae BRIEF by Federation of State Medical Boards. (klw) (Entered: 05/20/2015)
05/20/2015	31	MOTION for Leave to File Amicus Brief by George J. Mallios. by William L. High, Texas Neurodiagnostic Associates, Inc.. (Attachments: # 1 Brief Amicus Brief, # 2 Proposed Order Proposed Order Granting Leave to File Amicus Brief)(Mallios, George) (Entered: 05/20/2015)
05/20/2015		Text Order GRANTING 31 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document

		associated with this entry.) (aemp) (Entered: 05/20/2015)
05/20/2015	32	Amicus Curias BRIEF by William L. High and Texas Neurodiagnostic Associates, Inc. (klw) (Entered: 05/20/2015)
05/20/2015	33	MOTION for Leave to File Amicus Brief by Donald P. Wilcox. by Texas Medical Association ("TMA"). (Attachments: # 1 Brief Amicus Curiae Brief, # 2 Exhibit Complaint Against John Alfons Daller, M.D., # 3 Exhibit April 3, 2015 TMA Comment Letter, # 4 Proposed Order Proposed Order)(Wilcox, Donald) (Entered: 05/20/2015)
05/20/2015	34	NOTICE of Attorney Appearance by Joshua A. Romero on behalf of Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. Attorney Joshua A. Romero added to party Emmette A. Clark(pty:pla), Attorney Joshua A. Romero added to party Kyon Hood(pty:pla), Attorney Joshua A. Romero added to party Teladoc Physicians, P.A.(pty:pla), Attorney Joshua A. Romero added to party Teladoc, Inc.(pty:pla) (Romero, Joshua) (Entered: 05/20/2015)
05/20/2015	35	BRIEF regarding 10 MOTION for Temporary Restraining Order by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Exhibit Declaration of Drew A. Navikas, # 2 Exhibit Declaration of Ateev Mehrotra, # 3 Exhibit Declaration of Jason Gorevic, # 4 Exhibit Declaration of James C. Miller)(Brannon, Leah) (Entered: 05/20/2015)
05/21/2015		Text Order GRANTING 33 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/21/2015)
05/21/2015	36	Amicus Curiae BRIEF by Texas Medical Association in Support of Defendants' Response in Opposition to Plaintiffs' Application for TRO and Preliminary Injunction. (Attachments: # 1 Exhibit, # 2 Exhibit)(klw) (Entered: 05/21/2015)
05/21/2015	37	MOTION to Appear Pro Hac Vice by Kelley A. Conaty (<i>Steven J. Horowitz</i>) (Filing fee \$ 100 receipt number 0542-7469626) by on behalf of Federation of State Medical Boards. (Conaty, Kelley) (Entered: 05/21/2015)
05/21/2015	38	MOTION to Appear Pro Hac Vice by Kelley A. Conaty (<i>Jack R. Bierig</i>) (Filing fee \$ 100 receipt number 0542-7469706) by on behalf of Federation of State Medical Boards. (Conaty, Kelley) (Entered: 05/21/2015)
05/21/2015	39	Minute Entry for proceedings held before Judge Robert Pitman: Telephone Conference held on 5/21/2015 re: TRO hearing set for 05/22/15. (Minute entry documents are not available electronically.). (Court Reporter Joe Reynosa.)(klw) (Entered: 05/21/2015)
05/21/2015	40	MOTION for Leave to File Amicus Brief of <i>American Osteopathic Association and Texas Osteopathic Medical Association</i> by Mark D. Tillman. (Attachments: # 1 Brief) (Tillman, Mark) Modified on 5/22/2015 (klw). (Entered: 05/21/2015)
05/22/2015		Text Order GRANTING 40 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 05/22/2015)
05/22/2015		Text Order GRANTING 37 Motion to Appear Pro Hac Vice by atty Steven Horowitz. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the

		attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/22/2015)
05/22/2015		Text Order GRANTING 38 Motion to Appear Pro Hac Vice by atty Jack Bierig. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/22/2015)
05/22/2015	41	Amicus Curias BRIEF by American Osteopathic Association, Texas Osteopathic Medical Association in support of Defendants' Response in Opposition to Plaintiffs' Application for Temporary Restraining Order and Preliminary Injunction. (klw) (Entered: 05/22/2015)
05/22/2015	42	Minute Entry for proceedings held before Judge Robert Pitman: Motion Hearing held on 5/22/2015 re 10 MOTION for Temporary Restraining Order filed by Kyon Hood, Emmette A. Clark, Teladoc, Inc. and Teladoc Physicians, P.A. Motion taken under advisement. Additional briefing may be submitted by court entered deadline. Written Order to follow. (Minute entry documents are not available electronically.). (Court Reporter Joe Reynosa.)(klw) (Entered: 05/22/2015)
05/29/2015	43	MOTION for Leave to File Amicus Brief by Miguel S. Rodriguez. by Southwest Pharmacy Solutions, Inc. d/b/a American Pharmacies. (Attachments: # 1 Exhibit Amicus Brief, # 2 Proposed Order)(Rodriguez, Miguel) (Entered: 05/29/2015)
05/29/2015	44	ORDER GRANTING Plaintiffs' 10 Motion for a Temporary Restraining Order and Preliminary Injunction before June 3, 2015. It is ORDERED that New Rule 190.8 is enjoined from taking effect and Defendants are enjoined from taking any action to implement, enact and enforce New Rule 190.8 from taking effect pending final resolution of the claims brought by Plaintiffs in their Complaint. Signed by Judge Robert Pitman. (klw) (Entered: 05/29/2015)
06/01/2015		Text Order GRANTING 43 Motion for Leave to File Amicus Brief entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 06/01/2015)
06/01/2015	45	Amicus Curiae BRIEF by Southwest Pharmacy Solutions, Inc. (klw) (Entered: 06/01/2015)
06/09/2015	46	Unopposed MOTION for Extension of Time to File Answer re 1 Complaint <i>and to File Their Rule 12(B) Motion, and to Exceed the Page Limits for their Rule 12(B) Motion</i> by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Proposed Order)(Todd, James) (Entered: 06/09/2015)

06/09/2015	47	Second and Final Notice to Valarie L. Bailey-Rihn, Philip Recht and Andrew Kugler re: non-admitted status.(klw) (Entered: 06/09/2015)
06/10/2015		Text Order GRANTING 46 Motion for Extension of Time to Answer entered by Judge Robert Pitman. Defendants' responsive pleading to Plaintiffs' complaint is due on or before June 19, 2015 and may, if necessary, exceed twenty pages.(This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 06/10/2015)
06/17/2015	48	Unopposed MOTION for Bond <i>Amount</i> by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Proposed Order)(Romero, Joshua) (Entered: 06/17/2015)
06/17/2015	49	ORDER GRANTING Plaintiffs' 48 Motion for Entry of a Bond Amount. Plaintiffs shall post a bond of \$500.00 as security for the Courts Order Granting Plaintiffs 44 Application for a Temporary Restraining Order and Preliminary Injunction. Signed by Judge Robert Pitman. (klw) (Entered: 06/17/2015)
06/18/2015	50	Bond Deposit received in the amount of \$500.00, receipt number 100024450. (klw) (Entered: 06/18/2015)
06/19/2015	51	MOTION to Dismiss by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Exhibit, # 2 Proposed Order)(Todd, James) (Entered: 06/19/2015)
06/25/2015	52	Scheduling Recommendations <i>Joint Motion for Entry of Scheduling Order</i> by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Exhibit)(Romero, Joshua) (Entered: 06/25/2015)
06/25/2015	53	Proposed Scheduling Order by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Romero, Joshua) (Entered: 06/25/2015)
07/01/2015	54	NOTICE <i>Vacation Letter</i> by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III (Todd, James) (Entered: 07/01/2015)
07/06/2015	55	AMENDED COMPLAINT against Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III amending 1 Complaint., filed by Teladoc Physicians, P.A., Teladoc, Inc., Kyon Hood, Emmette A. Clark.(Cary, George) (Entered: 07/06/2015)
07/07/2015	56	ORDER DISMISSING without Prejudice Defendants' 51 Motion to Dismiss. Signed by Judge Robert Pitman. (klw) (Entered: 07/07/2015)
07/07/2015	57	Unopposed MOTION for Extension of Time to File Answer re 55 Amended Complaint, <i>and to Exceed Page Limits</i> by Michael Arambula, Julie K. Attebury, Manuel G.

		Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Proposed Order)(Todd, James) (Entered: 07/07/2015)
07/07/2015	58	ORDER setting Initial Pretrial Conference for 7/20/2015 10:30 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) Modified on 7/13/2015 to correct typo (klw). (Entered: 07/08/2015)
07/08/2015		Text Order GRANTING 57 Motion for Extension of Time to Answer entered by Judge Robert Pitman. Defendants' responsive pleading to Plaintiffs' amended complaint is due on or before July 31, 2015 and may, if necessary, exceed twenty pages. ((This is a text-only entry generated by the court. There is no document associated with this entry.)) (aemp) (Entered: 07/08/2015)
07/20/2015	59	SCHEDULING ORDER: ADR Report Deadline due by 7/31/2015, Amended Pleadings due by 11/2/2015, Discovery due by 7/29/2015, Joinder of Parties due by 11/2/2015, Dispositive Motions due by 10/28/2016. Jury Selection / Trial set for 2/13/2017 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 07/20/2015)
07/20/2015	60	Minute Entry for proceedings held before Judge Robert Pitman: Initial Pretrial Conference held on 7/20/2015. Trial details discussed. Written order filed. (Minute entry documents are not available electronically.). (Court Reporter Joe Reynosa.)(klw) (Entered: 07/20/2015)
07/22/2015	61	NOTICE of Attorney Appearance by Sean P. Flammer on behalf of Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. Attorney Sean P. Flammer added to party Michael Arambula(pty:dft), Attorney Sean P. Flammer added to party Julie K. Attebury(pty:dft), Attorney Sean P. Flammer added to party Manuel G. Guajardo(pty:dft), Attorney Sean P. Flammer added to party John R. Guerra(pty:dft), Attorney Sean P. Flammer added to party J. Scott Holliday(pty:dft), Attorney Sean P. Flammer added to party Margaret McNeese(pty:dft), Attorney Sean P. Flammer added to party Allan N. Shulkin(pty:dft), Attorney Sean P. Flammer added to party Robert B. Simonson(pty:dft), Attorney Sean P. Flammer added to party Wynne M. Snoots(pty:dft), Attorney Sean P. Flammer added to party Paulette Barker Southard(pty:dft), Attorney Sean P. Flammer added to party Karl Swann(pty:dft), Attorney Sean P. Flammer added to party Texas Medical Board(pty:dft), Attorney Sean P. Flammer added to party Surendra K. Varma(pty:dft), Attorney Sean P. Flammer added to party Stanley Wang(pty:dft), Attorney Sean P. Flammer added to party George Willeford, III(pty:dft) (Flammer, Sean) (Entered: 07/22/2015)
07/22/2015	62	STIPULATION of Dismissal of <i>Certain Defendants</i> by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Romero, Joshua) (Entered: 07/22/2015)
07/23/2015	63	ORDER GRANTING the Joint 62 Stipulation of Dismissal with Prejudice of all claims and causes of action asserted by Plaintiffs against the Texas Medical Board and the fourteen named members of the Texas Medical Board in their <i>individual</i> capacities only.

		IT IS FURTHER ORDERED that the 59 Scheduling Order is AMENDED to reflect that this action is set for Bench Trial on 2/13/2017 09:00 AM before Judge Robert Pitman. All other deadlines previously imposed in this action remain in effect. Signed by Judge Robert Pitman. (klw) (Entered: 07/23/2015)
07/30/2015	64	Amended MOTION to Dismiss by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Exhibit, # 2 Affidavit Megan Goode, # 3 Affidavit Mari Robinson, # 4 Proposed Order)(Todd, James) (Entered: 07/30/2015)
07/30/2015	65	ANSWER to 55 Amended Complaint, by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III.(Todd, James) (Entered: 07/30/2015)
07/31/2015	66	NOTICE <i>Concerning Reference to United States Magistrate Judge</i> by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III (Todd, James) (Entered: 07/31/2015)
07/31/2015	67	NOTICE <i>Concerning Reference to United States Magistrate Judge</i> by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc. (Dow, Matt) (Entered: 07/31/2015)
07/31/2015	68	ADR Report Filed - <i>Joint Report on Alternative Dispute Resolution</i> by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.(Dow, Matt) (Entered: 07/31/2015)
08/04/2015	69	Unopposed MOTION for Leave to Exceed Page Limitation by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Proposed Order Granting Plaintiffs' Unopposed Motion for Leave to Exceed Page Limit)(Dow, Matt) (Entered: 08/04/2015)
08/04/2015	70	MOTION for Extension of Time to File Response/Reply as to 64 Amended MOTION to Dismiss by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Proposed Order Granting Plaintiffs' Motion to Extend Deadline)(Dow, Matt) (Entered: 08/04/2015)
08/05/2015		Text Order GRANTING 70 Motion for Extension of Time to File Response/Reply entered by Judge Robert Pitman. Plaintiffs' response to the motion to dismiss is due on or before August 25, 2015. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 08/05/2015)
08/05/2015		Text Order GRANTING 69 Motion for Leave to File Excess Pages entered by Judge Robert Pitman. Plaintiffs' response to the motion to dismiss may be no more than fifty pages in length. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 08/05/2015)

08/25/2015	71	Response in Opposition to Motion, filed by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc., re 64 Amended MOTION to Dismiss filed by Defendant George Willeford, III, Defendant Allan N. Shulkin, Defendant Michael Arambula, Defendant Stanley Wang, Defendant Surendra K. Varma, Defendant Manuel G. Guajardo, Defendant Paulette Barker Southard, Defendant Robert B. Simonson, Defendant Margaret McNeese, Defendant Wynne M. Snoots, Defendant J. Scott Holliday, Defendant Texas Medical Board, Defendant John R. Guerra, Defendant Karl Swann, Defendant Julie K. Attebury (Dow, Matt) (Additional attachment(s) added on 9/4/2015: # 1 Redacted Supplemental) (klw). (Entered: 08/25/2015)
08/26/2015	72	Unopposed MOTION for Extension of Time to File Response/Reply as to 71 Response in Opposition to Motion,, <i>and to exceed page limits</i> by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Proposed Order)(Flammer, Sean) (Entered: 08/26/2015)
08/27/2015		Text Order GRANTING 72 Motion for Extension of Time to File Response/Reply entered by Judge Robert Pitman. Defendants' reply to the motion to dismiss is due on or before September 25, 2015 and, if necessary, may exceed ten pages in length. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 08/27/2015)
09/03/2015	73	Unopposed MOTION to supplement re 71 Response in Opposition to Motion,, <i>and Seal</i> by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Exhibit 1, # 2 Proposed Order Granting Plaintiffs' Unopposed Motion to Seal and Supplement)(Dow, Matt) (Entered: 09/03/2015)
09/04/2015		Text Order GRANTING 73 Motion to supplement and seal entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (aemp) (Entered: 09/04/2015)
09/25/2015	74	REPLY to Response to Motion, filed by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III, re 64 Amended MOTION to Dismiss filed by Defendant George Willeford, III, Defendant Allan N. Shulkin, Defendant Michael Arambula, Defendant Stanley Wang, Defendant Surendra K. Varma, Defendant Manuel G. Guajardo, Defendant Paulette Barker Southard, Defendant Robert B. Simonson, Defendant Margaret McNeese, Defendant Wynne M. Snoots, Defendant J. Scott Holliday, Defendant Texas Medical Board, Defendant John R. Guerra, Defendant Karl Swann, Defendant Julie K. Attebury (Todd, James) (Entered: 09/25/2015)
10/22/2015	75	Unopposed MOTION for Leave to File Plaintiffs' Supplemental Response to Defendants' Amended Motion to Dismiss by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Proposed Order Plaintiffs' Unopposed (In Part) Motion to File Supplemental Response to Defendants' Amended Motion to Dismiss, # 4 Supplement Plaintiffs' Supplemental

		Response to Defendants' Amended Motion to Dismiss, # 5 Exhibit A)(Dow, Matt) (Entered: 10/22/2015)
10/23/2015		Text Order GRANTING 75 Motion for Leave to File entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (rc) (Entered: 10/23/2015)
10/23/2015	76	RESPONSE to Motion, filed by Emmette A. Clark, Kyon Hood, Teladoc Physicians, P.A., Teladoc, Inc., re 64 Amended MOTION to Dismiss filed by Defendant George Willeford, III, Defendant Allan N. Shulkin, Defendant Michael Arambula, Defendant Stanley Wang, Defendant Surendra K. Varma, Defendant Manuel G. Guajardo, Defendant Paulette Barker Southard, Defendant Robert B. Simonson, Defendant Margaret McNeese, Defendant Wynne M. Snoots, Defendant J. Scott Holliday, Defendant Texas Medical Board, Defendant John R. Guerra, Defendant Karl Swann, Defendant Julie K. Attebury (ml) (Entered: 10/23/2015)
10/27/2015	77	Unopposed MOTION for Leave to File Reply to Plaintiffs' Supplemental Response by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Proposed Order)(Todd, James) (Entered: 10/27/2015)
10/27/2015	78	REPLY to Response to Motion, filed by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III, re 64 Amended MOTION to Dismiss filed by Defendant George Willeford, III, Defendant Allan N. Shulkin, Defendant Michael Arambula, Defendant Stanley Wang, Defendant Surendra K. Varma, Defendant Manuel G. Guajardo, Defendant Paulette Barker Southard, Defendant Robert B. Simonson, Defendant Margaret McNeese, Defendant Wynne M. Snoots, Defendant J. Scott Holliday, Defendant Texas Medical Board, Defendant John R. Guerra, Defendant Karl Swann, Defendant Julie K. Attebury (Todd, James) (Entered: 10/27/2015)
10/28/2015		Text Order GRANTING 77 Motion for Leave to File entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (rc) (Entered: 10/28/2015)
11/24/2015	79	NOTICE of Correction re Defendants' Supplemental Reply by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III re 78 Reply to Response to Motion,, (Attachments: # 1 Exhibit 1)(Flammer, Sean) (Entered: 11/24/2015)
12/14/2015	80	ORDER DENYING Defendants' Amended 64 Motion to Dismiss. Signed by Judge Robert Pitman. (klw) (Entered: 12/14/2015)
01/08/2016	81	Appeal of Order entered by District Judge 80 by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N.

		Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Filing fee \$ 505 receipt number 0542-8092115) (Todd, James) (Entered: 01/08/2016)
01/08/2016		NOTICE OF INTERLOCUTORY APPEAL as to 80 Order on Motion to Dismiss by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. Filing fee \$ 505, receipt number 0542-8092115. Per 5th Circuit rules, the appellant has 14 days, from the filing of the Notice of Appeal, to order the transcript. To order a transcript, the appellant should fill out Form DKT-13 (Transcript Order) and follow the instructions set out on the form. This form is available in the Clerk's Office or by clicking the hyperlink above. (klw) (Entered: 01/08/2016)
01/13/2016	82	Joint MOTION to Stay Case <i>Pending Appeal</i> by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III. (Attachments: # 1 Proposed Order)(Todd, James) (Entered: 01/13/2016)
01/13/2016	83	ORDER, (Conference set for 1/14/2016 11:00 AM before Judge Robert Pitman,). Signed by Judge Robert Pitman. (ml) (Entered: 01/13/2016)
01/13/2016	84	TRANSCRIPT REQUEST by Michael Arambula, Julie K. Attebury, Manuel G. Guajardo, John R. Guerra, J. Scott Holliday, Margaret McNeese, Allan N. Shulkin, Robert B. Simonson, Wynne M. Snoots, Paulette Barker Southard, Karl Swann, Texas Medical Board, Surendra K. Varma, Stanley Wang, George Willeford, III for date of 05/22/2015. Proceedings Transcribed: Preliminary Injunction Hearing. Court Reporter: Joe Reynosa. (ml) (Entered: 01/13/2016)
01/14/2016	85	ORDER GRANTING Motion 82 Joint MOTION to Stay Case <i>Pending Appeal</i> filed by George Willeford, III, Allan N. Shulkin, Michael Arambula, Stanley Wang, Surendra K. Varma, Manuel G. Guajardo, Paulette Barker Southard, Robert B. Simonson, Margaret McNeese, Wynne M. Snoots, J. Scott Holliday, Texas Medical Board, John R. Guerra, Karl Swann, Julie K. Attebury, ORDER Cancelling Scheduling Order Deadlines. Signed by Judge Robert Pitman. (ml) (Entered: 01/14/2016)
01/20/2016	86	TRANSCRIPT REQUEST by Defendants for dates of 05/22/15. Proceedings Transcribed: Preliminary Injunction Hearing. Court Reporter: JoeReynosa. (klw) (Entered: 01/25/2016)
01/25/2016	87	Transcript filed of Proceedings held on 5/22/2015, Proceedings Transcribed: Motion for Temporary Restraining Order. Court Reporter/Transcriber: Joe Reynosa, Telephone number: (210) 244-5038. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed. Redaction Request due 2/16/2016, Redacted Transcript Deadline set for

		2/25/2016, Release of Transcript Restriction set for 4/25/2016, Appeal Record due by 2/9/2016, (kc) (Entered: 01/25/2016)
01/26/2016	88	(Duplicate of 87 Transcript) Transcript filed of Proceedings held on 5/22/2015, Proceedings Transcribed: TEMPORARY RESTRAINING ORDER. Court Reporter/Transcriber: JOE REYNOSA, Telephone number: (210) 244-5038. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed Redaction Request due 2/16/2016, Redacted Transcript Deadline set for 2/26/2016, Release of Transcript Restriction set for 4/25/2016, Appeal Record due by 2/10/2016, (Rangel, Leticia) Modified on 1/26/2016 (klw). (Entered: 01/26/2016)